



Chet M. Thompson
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October 30, 2014

Regional Freedom of Information Officer
U.S. Environmental Protection Agency, Region 5
77 West Jackson Boulevard (MI-9J)
Chicago, IL 60604-3590

Re: Consumers Energy Clean Air Act Settlement

To whom it may concern:

The U.S. Environmental Protection Agency ("EPA") announced on September 16, 2014 that, as a result of a tentative settlement with the United States, Consumers Energy, a subsidiary of CMS Energy Corporation, has agreed to install pollution control technology, continue operating existing pollution controls, and comply with emission rates to reduce air pollution from five coal-fired power plants located in West Olive (Campbell), Essexville (Karn and Weadock), Muskegon (Cobb), and Luna Pier (Whiting), Michigan.

Pursuant to 5 U.S.C. § 552 and EPA's regulations at 40 C.F.R. Part 2, the undersigned requests the following information relating to the announced settlement and underlying alleged violations:

1. All requests for information that EPA issued, pursuant to Clean Air Act Section 114, to Consumers Energy and CMS Energy Corporation related to the above referenced settlement, and all of Consumers Energy's and CMS Energy Corporation's responses thereto.
2. All notices of violation ("NOVs") that EPA issued to Consumers Energy and CMS Energy Corporation related to the above referenced settlement agreement.
3. All information in EPA's possession supporting the NOVs it issued to Consumers Energy and CMS Energy Corporation.

To the extent that a claim of Confidential Business Information is asserted over any of the above requested information, we request that EPA provide us with redacted versions of those documents prior to the final determinations of such CBI claims. Also, given the relevance that this information has to the draft settlement, we would appreciate your prompt response to this request.

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We hereby agree to pay the costs of responding to this request, up to \$1,000. If you anticipate that the costs of the response will exceed this amount, or if you have any other questions, please do not hesitate to contact me.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read 'Chet M. Thompson', is written over a horizontal line.

Chet M. Thompson